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## ABSTRACT

This catalog lists general articles on mock trials, information for arranging mock trial competitions, mock trial problem sets, and video tapes. The problem sets contain introductory material, applicable law, statements of facts, witness statements, and documents. The cases include issues in family, consumer, criminal, and immigration law. Several of the mock trials cover controversial subjects such as rape, AIDS, and religious cults. One case examines the limits of freedom of speech. The catalog provides an abstract of each case and information about where to order the materials. While most of the materials are free of charge, the section on video tapes includes a price list. (JD)

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# BIBLIOGRAPHY OF MOCK TRIAL MATERIALS

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**BIBLIOGRAPHY OF MOCK TRIAL MATERIALS**

(All materials are available free of charge  
upon request except where noted)

**A. General Information on Mock Trials<sup>1</sup>**

- \_\_\_\_\_ 1. Article on Mock Trials (reprinted from Update - also contains sample in-class trial)
- \_\_\_\_\_ 2. How to Prepare for Mock Trials and other Legal Proceedings
- \_\_\_\_\_ 3. Notes on Training Students for Mock Trials and Mock Trial Competitions with Sample Lesson Plans
- \_\_\_\_\_ 4. Guidelines for Mock Trials/How to Train Students to be Attorneys and Witnesses in Mock Trials
- \_\_\_\_\_ 5. Steps in a Mock Trial
- \_\_\_\_\_ 6. Advice for Those Acting as Witnesses and Attorneys in Mock Trials
- \_\_\_\_\_ 7. Simplified Rules of Evidence

**B. Information for Mock Trial Competitions**

- \_\_\_\_\_ 1. Steps in Setting Up a Mock Trial Competition
- \_\_\_\_\_ 2. Special Issue of ABA Newsletter, LRE Project Exchange, which has nine articles on aspects of mock trial competitions.
- \_\_\_\_\_ 3. Budget for Conducting Mock Trial Competitions (estimated)
- \_\_\_\_\_ 4. Sample Rules from D.C. Mock Trial Competition
- \_\_\_\_\_ 5. Guidelines for Judges from D.C. Competition
- \_\_\_\_\_ 6. Sample Invitation to a Judge from D.C. Competition
- \_\_\_\_\_ 7. Sample Follow-Up letter to a Judge from D.C. Competition
- \_\_\_\_\_ 8. Sample Invitations to the Community Used in D.C.

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<sup>1</sup>Note that the best single item NICEL recommends for teachers doing in-class mock trials is our Mock Trial Manual. See Section C.

- \_\_\_ 9. Sample Press Releases Used in D.C.
- \_\_\_ 10. Sample Certificate of Participation for High School Students Used in D.C. Competition
- \_\_\_ 11. Sample Letter by New York State Bar Association to Educators on Competition with Entry Blank
- \_\_\_ 12. Sample Certificates of Participation from New York State Bar
- \_\_\_ 13. Sample Press Release from New York State Bar
- \_\_\_ 14. Sample Checklist of Responsibilities of County Bar Associations
- \_\_\_ 15. Suggestions for Conducting a Statewide Mock Trial Competition (from Melinda Smith of the State Bar of New Mexico)
- \_\_\_ 16. Suggestions for Developing or Adapting Mock Trial Materials

C. Sample Mock Trials for Use in Classes

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**Manual and Trials listed in this section are only available from:**

**Social Studies School Service  
Dept. A3  
Post Office Box 802  
Culver City, CA 90232-0802  
800-421-4246**

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- 1. Six short Mock Trials are contained in Street Law: A Course In Practical Law Teacher's Manual<sup>2</sup> (A trial is included for each of the criminal, consumer, family, housing, and individual rights chapters.)
- 2. Street Law Mock Trial Manual and six mock trial problems. This guide offers detailed instructions for organizing and conducting in-class mock trials. The manual contains day-by-day lesson plans and a reproducible student guide with an overview of the trial process, activity sheets on the steps in a trial, and simplified rules of evidence. 1984

**Z33-A3 Manual only \$10.95**

Manual plus 6 mock trials described below: **\$33.25**

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<sup>2</sup>Street Law is available from West Educational Publishing, School Division, 610 Opperman Drive, P.O. Box 64833, St. Paul, MN 55164-1803, 1-800-328-2209 or 1-612-687-6849 in MN; Fax 612-687-6857.

Mock Trial Problems contain introductory material, applicable law, statement of facts, witness statements, and documents. **AVAILABLE FROM SOCIAL STUDIES SCHOOL SERVICE.**

St. Clair v. St. Clair: A Family Law Mock Trial. Parents going through a divorce both seek custody of their two sons. The elder son states he wishes to live with the father but the mother and a witness claim he is being badgered by the father. What is in the best interests of the children

**Z34-A3 Reproducible mock trial \$4.00**

Floyd v. Baldwin: A Consumer Home Repair Mock Trial. When one of two fighting adolescents breaks through a porch railing and is severely injured, the owners of the property claim shoddy construction and sue the carpenter. The defendant asserts that the porch was properly built and that the damage was caused by the victim's actions. Students must determine if the contractor is liable. 1983

**Z35-A3 Reproducible mock trial \$4.00**

Thomas v. Nomad: A Small Claims Court Auto Accident Mock Trial. A driver pulls into an intersection during a yellow light to avoid an ambulance. Another driver does not see the ambulance and strikes the first car when the light changes. A police officer says the first driver was at fault; the ambulance driver claims the second car was at fault. The case depends on the doctrine of who had the "last clear chance" to avoid the accident. 1983

**Z36-A3 Reproducible mock trial \$4.00**

Hudson v. Daily Metropolis: A Freedom of the Press Mock Trial. Journalist Randy Bates has written an article about a mother who is in hiding after snatching her son from his father's legal custody. Thomas Hudson believes that the descriptions in the article match those of his missing ex-wife and son. He files suit to force the newspaper to reveal its source for the story. In this case the father's right to know is balanced against the confidential relationship between a reporter and his source 1987

**Z37-B9 Reproducible mock trial \$4.00**

State v. Thomas Morton: A Juvenile Law Mock Trial. Sixteen-year-old Thomas Morton is caught removing a computer from the high school he attends and a formal complaint is filed. However, Thomas maintains that he believed he had permission from a teacher to take the computer on loan. The court must decide whether or not his actions meet the legal definition of theft. 1987

**Z39-B9 Reproducible mock trial \$4.00**

Martha Winstead v. Church of the New Family. A Family Law Mock Trial. A mother attempts to gain legal guardianship of her adult son who has become a member of a religious cult and therefore unable, she claims, to exercise free will. The court weighs evidence presented by the mother, the son, the cult's leader, and a religious deprogrammer in deciding the issue of guardianship versus religious freedom. 1987

**Z41-B9 Reproducible mock trial \$4.00**

#### D. Mock Trials for Use in Competitions (AVAILABLE FROM NICEL)

These Mock Trials can be used for competitions and/or for a longer Mock Trial Unit (e.g., 3 weeks) in class. Each contains statement of facts, witness statements, evidence and applicable cases on statute. These mock trials were originally developed by the D.C. Street Law Project for its annual city-wide mock trial competition. Please note that some of these trials have been revised into shorter versions and are available in conjunction with the Mock Trial Manual listed above. **SINGLE COPIES ARE AVAILABLE ON A COMPLIMENTARY BASIS.**

##### Criminal Trials: (no charge)

- \_\_\_\_\_ a. United States v. Leroy Jones - Murder trial of "the other man" for allegedly stabbing the husband to death during a fight witnessed by the wife.  
Issues involved: self-defense, conflicting eyewitness testimony.
- \_\_\_\_\_ b. United States of America v. William Jordan - Burglary trial of an alleged jewel thief who happens to also be out on parole for a different felony.  
Issues involved: crime of burglary, use of prior record, alibi evidence.
- \_\_\_\_\_ c. United States v. William Jenkins - Armed robbery trial in which defendant is accused of taking \$5,300.00 from the manager of a restaurant.  
Issues involved: crime of robbery, using circumstantial evidence.
- \_\_\_\_\_ d. United States v. Percy W. Snodgrass - A murder trial stemming from an interesting night in the life of two friends after a basketball game, a few drinks, and a fight over a woman.  
Issues involved: crime of murder, self-defense, the voluntariness of a confession, conflicting testimony.
- \_\_\_\_\_ \*e. United States v. Martha Monroe - A "battered woman" shoots and kills the sleeping husband who has abused her. She claims she acted in self-defense as a victim of the recently recognized "battered woman syndrome", while the prosecution claims she is guilty of first-degree murder.  
Issues involved: first-degree murder, battered woman syndrome, self-defense.
- \_\_\_\_\_ f. State v. David Jones - David Jones is charged with raping Susan Williams. Both are students at a local college who have dated previously and have had sexual relations in the past. This case arose after Susan and David went to David's apartment after a party and had sexual intercourse. Susan claimed that David forced her to have sex. David admits to having sex but claims that Susan consented.  
Issues involved: date rape/acquaintance rape.

\*Videotapes available, see pages 8-10

## Civil Trials: (no charge)

- \_\_\_\_\_ \*g.      Georgia Floyd v. Fix-It Home Remodeling, Inc. - A small claims court trial dealing with the serious accident of a grandson on his grandmother's newly constructed porch.  
Issues involved: negligence, fraud, breach of contract.
- \_\_\_\_\_ \*h.      St. Clair v. St. Clair - Uncontested suit for divorce with a hotly contested custody battle over two children.  
Issues involved: rights of natural parents versus rights of adoptive parents, "best interests of the child," tender years presumption, unfit parents, children's preference.
- \_\_\_\_\_ i.      Walker Thomas v. Sam Nomad - Trial arising from an auto accident involving the car of plaintiff taking his pregnant wife to the hospital, and another car.  
Issues involved: negligence, contributory negligence, damages.
- \_\_\_\_\_ \*j.      Martha Winstead v. Church of the New Family and Albert Smith (a.k.a. Solomon) - A mother's attempt to regain her son from a cult-like church that is allegedly controlling his body and mind.  
Issues involved: freedom of religion, "deprogramming", rights and responsibilities of parents and children over the age of majority.
- \_\_\_\_\_ \*k.      Exparte in the Matter of the Petition of Darryl Bryant for Adoption - A hearing to decide if the unemployed husband should be granted adoption of his wife's child, who was born out of wedlock, in light of the objections of the natural father.  
Issues involved: rights of natural parents, "best interests of the child", fitness of parents.
- \_\_\_\_\_ \*l.      Thomas Hudson v. The Washington Post - A hearing to decide if a court should force a newspaper reporter to provide information about a mother and child whom she interviewed for a story.  
Issues involved: freedom of press not to disclose confidential source vs. right of court to force disclosure for welfare of a child. Also involves child-snatching and child custody.
- \_\_\_\_\_ m.      Banks and Smallwood v. Potomac Properties, Baldwin and Reese - An unmarried couple, one of whom is handicapped, wish to rent an apartment but landlord's agent rejects their application.
- \_\_\_\_\_ \*n.      Vincent Taylor v. Lance Memorial Hospital for Women, Miller and Dillion - A male nurse claims he was the victim of discrimination when he was not promoted and was later fired.

\*Videotapes Available - see pages 7-9.

- \_\_\_\_ \*o. Vickers v. Hearst - A person injured in an automobile accident files suit against the host of a party who served alcoholic beverages to the driver before he left the party.  
Issues involved: When is it neglect to serve alcohol to a driver? What is the effect of a state law which under certain circumstances makes the host of a party liable for serving alcohol? (the New York version)
- \_\_\_\_ \*p. Ray v. Ray - As part of a divorce, a wife requests compensation for having helped her husband attend law school.  
Issues involved: value of a law degree, whether a claim for alimony is justified, relevance of "fault" to alimony claim.
- \_\_\_\_ \*q. Kaufman v. Rolling Hills Homeowner's Association - A young mother sues the homeowners' association of her apartment complex to prevent it from evicting her and her baby on the basis of an "adults only" policy.  
Issues involved: age discrimination, housing law contracts.
- \_\_\_\_ \*r. In the Matter of Toni Radcliffe - A hearing to determine whether a 16-year old foreigner may be granted political asylum by the Immigration and Naturalization Service. The child's father wants him to return to their homeland, Delmar.  
Issues involved: immigration law, political asylum, juvenile law, parent-child relationship.
- \_\_\_\_ \*s. Barr v. Zuff - A corrections officer who has tested positive for the AIDS antibody is fired. He contends that the virus is a pretext for dismissal actually caused by a personal conflict with his boss.  
Issues involved: discrimination against the handicapped, employee rights prison law, AIDS law.
- \_\_\_\_ t. Elyse Roberts v. The District of Columbia - A female lawyer working in the Office of the District Attorney is transferred to another bureau after filing a complaint of sexual harassment against her department. She alleged that her male office mate frequently made obnoxious comments to her, some with sexual overtones. She sues the District of Columbia claiming sexual harassment and intentional infliction of emotional distress.  
Issues involved: sexual harassment in the workplace (hostile environment), intentional infliction of emotional distress, unlawful discrimination in employment.

- \_\_\_\_\_ u.     NAAH, Neighbors Against AIDS Homes v. Vic(kie) G. Knight as Trustee of the John King Trust and Administrator of "Our House" -- This trial deals with six unrelated persons, five of whom have AIDS, who live together in a home. The home is situated in an area which is zoned "single family residential." A group of neighbors have gotten together and filed suit against the residents of the house. The neighbors claim that the house is operating either a health care facility or a community based residential facility in violation of the local zoning ordinance and that the house and residents constitute both a public and private nuisance. The residents of Our House claim they are being discriminated against and that they are a family.  
 Issues involved: what constitutes public and private nuisance, fair housing rights, zoning issues, discrimination, AIDS, definition of a family, definition of residential facility and health care facility.
  
- \_\_\_\_\_ v.     Chris M. v. Dr. Terry Preece and Metro City Unified School District -- This trial deals with a public school student who is suing the school system for educational malpractice. The student claims that the school district has a duty to educate students and has failed to do so in his case. The school district claims it has met its duty and exposed the student to the same educational opportunities as other students who were able to learn and master basic academic skills.  
 Issues involved: educational malpractice.
  
- \_\_\_\_\_ w.     Sandra W. v. Gregg M. -- Sandra is suing Gregg for negligent transmission of HIV (the virus that causes AIDS). Sandra claims that Gregg's negligent actions caused her to contract HIV which has progressed into AIDS. Gregg claims that it is not his fault that Sandra contracted AIDS. He argues that the HIV virus must have come from some other source. Even if he is the source of her exposure, he should not be held responsible for her damages since he did not know that he was HIV-positive at the time he and Sandra had sexual intercourse.  
 Issues involved: negligent transmission of HIV

MOCK TRIAL VIDEOTAPES PRICE LIST

| <u>Program</u>                                                                                                                                                                                              | <u>Tape<br/>Length</u> | <u>Price 3/4"</u><br><u>(video cassette)</u> | <u>Price 1/2"</u><br><u>Beta or VHS**</u> |
|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|------------------------|----------------------------------------------|-------------------------------------------|
| 1. <u>Martha Winstead v.</u><br><u>Church of the New</u><br><u>Family:</u> with narra-<br>tion and other infor-<br>mation about the<br>Street Law Program in<br>Washington, D.C., and<br>a classroom scene. | 29 mins.               | (color) \$45                                 | \$30                                      |
| 2. <u>Martha Winstead v.</u><br><u>Church of the New</u><br><u>Family.</u> Edited<br>version. (This is<br>the best tape for<br>use in training or<br>awareness sessions<br>on mock trial)                   | 19 mins.               | (color) \$45                                 | \$30                                      |
| 3. <u>St. Clair v. St.</u><br><u>Clair</u>                                                                                                                                                                  | 161 min.               | (B&W) \$145                                  | \$95                                      |
| 4. <u>Georgia Floyd v.</u><br><u>Fix-It</u>                                                                                                                                                                 | 118 mins.              | (B&W) \$100                                  | \$70                                      |
| 5. <u>Exparte in the</u><br><u>Matter of the</u><br><u>Petition of</u><br><u>Darryl Bryant</u><br><u>for Adoption</u>                                                                                       | 60 mins.               | (B&W) \$55                                   | \$40                                      |
| 6. <u>Banks v. Potomac</u><br><u>Properties, Inc.</u>                                                                                                                                                       | 109 mins.              | (B&W) \$100                                  | \$70                                      |
| 7. <u>Thomas Hudson v.</u><br><u>The Washington Post</u>                                                                                                                                                    | 2 hrs.                 | (B&W) \$100                                  | \$70                                      |

|     |                                                                                              |        |               |      |
|-----|----------------------------------------------------------------------------------------------|--------|---------------|------|
| 8.  | <u>Vincent Taylor v.<br/>Lance Memorial<br/>Hospital for Women,<br/>Miller &amp; Dillion</u> | 2 hrs. | (B&W) \$100   | \$70 |
| 9.  | <u>Vickers v. Hearst</u>                                                                     | 2 hrs. | (color) \$100 | \$70 |
| 10. | <u>Willa Ray v.<br/>Harold Ray</u>                                                           | 2 hrs. | (color) \$100 | \$70 |
| 11. | <u>Kaufman v.<br/>Rolling Hills<br/>Homeowners'<br/>Association</u>                          | 2 hrs. | (color) \$100 | \$70 |
| 12. | <u>In the matter of<br/>Toni Radcliffe</u>                                                   | 2 hrs. | (color) \$100 | \$70 |
| 13. | <u>Barr v. Zuff</u>                                                                          | 2 hrs. | (color) \$100 | \$70 |
| 14. | <u>U.S. v. Martha<br/>Monroe</u>                                                             | 2 hrs. | (color) \$100 | \$70 |

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